



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

In re the Patent Application of

Yuji MURAYAMA et al.

Art Unit: **2876**

Serial No. **09/739,318**

Examiner: E. Labaze

Filed: December 19, 2000

For: PORTABLE ELECTRONIC APPARATUS, IC CARD AND READER/WRITER

**NOTICE OF APPEAL**

**Mail Stop Appeal Brief-Patents**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22213-1450

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the Final Office Action dated July 30, 2003 of the Examiner finally rejecting claims 1, 3-10 and 12-17.

The item(s) checked below are appropriate.

1.  A Petition for a two month extension of time to file a Notice of Appeal to the final rejection, together with the \$ extension fee under 37 C.F.R. 1.17, is filed herewith.
2.  A Petition for an additional \_\_\_ month extension of time to take further action, together with the \$ extension fee under 37 C.F.R. § 1.17, is filed concurrently herewith. A Petition to Extend Time to Within the First Month was filed on \_\_\_\_\_.
3.  Fee: The Office Action of August 5, 2003 reopened prosecution prior to a decision on the merits by the Board of Patent Appeals and Interferences. Accordingly, please apply the fee paid on March 4, 2003 for the Notice of Appeal. M.P.E.P. §1208.02. As a result, no additional fee to the Patent and Trademark Office for this Notice of Appeal is believed to be required.
4.  Fee \$155.00 (Verified Statement claiming small entity status is enclosed, if not filed previously.)

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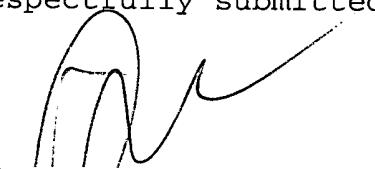
TECHNOLOGY CENTER 2800

5.  Charge to Deposit Account No. 18-0013 (One additional copy of this Notice enclosed herewith).
6.  Any prior general authorization to charge an issue fee under 37 C.F.R. 1.18 to Deposit Account No. 18-0013 is hereby revoked. The Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. 1.16 or 1.17 which may be required during the entire pendency of this application, or to credit any overpayment, to Deposit Account No. 18-0013.
7.  Applicant's undersigned attorney may be reached by telephone in our Washington D.C. Office at

(202) 955-3750

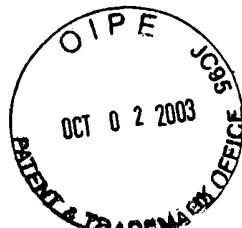
All correspondence should be directed to our below listed address.

Respectfully submitted,

  
Ronald P. Kananen  
Reg. No. 24,104

Date: October 2, 2003

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

In re the Patent Application of

Yuji MURAYAMA et al.

Art Unit: 2876

Serial No. 09/739,318

Examiner: E. Labaze

Filed: December 19, 2000

For: PORTABLE ELECTRONIC APPARATUS, IC CARD AND READER/WRITER

REQUEST FOR REINSTATEMENT OF APPEAL UNDER  
37 C.F.R. § 1.193(a)(2)

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

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Sir:

In the non-final Office Action of August 5, 2003, the Examiner reopened prosecution of the above-identified patent application following Applicant's filing of an Appeal Brief on May 5, 2003.

This Appeal Brief has been submitted in response to the rejection of the Examiner made within the non-final Office Action of August 5, 2003 that reopened prosecution of the above-identified application following the filing on May 5, 2003 of the previous Appeal Brief.

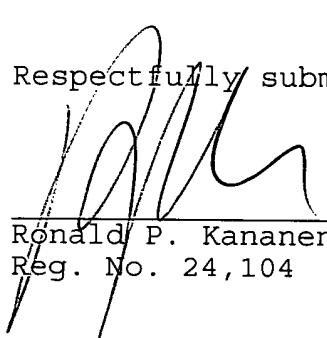
Pursuant to 37 C.F.R. §1.193(a)(2), Applicant hereby requests reinstatement of the appeal as to the above-identified patent application, and, as required, has attached hereto an Appeal Brief addressing the rejections asserted against the claimed invention in the non-final Office Action of August 5, 2003.

A Notice of Appeal and fee was filed on March 4, 2003, and an Appeal Brief and fee was filed May 5, 2003. Thus, it is believed that no fees are due in connection with reinstatement of the appeal. M.P.E.P. §1208.02. However, if a fee is required, the Commissioner is hereby authorized to charge the fee to Deposit Account # 18-0013.

The Applicant further requests that this matter be sent to the Board of Patent Appeals and Interferences for a prompt decision on the merits.

DATE: October 1, 2003

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